

PBT

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

B.E. BINFORD, ET AL.,

Plaintiff/Petitioner

vs.

JOHN J BRENNAN, ET AL.,

Defendant/Respondent

Hearing Date:

CAUSE NO.
05-112AFFIDAVIT OF SERVICE OF:
SUMMONS AND COMPLAINT**FILED**

FEB 14 2005

MICHAEL E. KUNZ, Clerk
By  Dep. Clerk

The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, and is competent to be a witness therein.

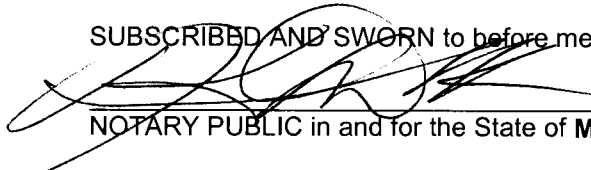
On the **28th day of January, 2005, at 12:00 PM**, at the address of **2 INTERNATIONAL Place 22ND FLR, BOSTON, Suffolk County, MA**; this affiant served the above described documents upon **FRANKLIN PORTFOLIO ASSOCIATES, LLC**, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with **Greg Pendergast, agent in charge**.

No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

Affiant hereby states under penalty of perjury under the laws of the State of Massachusetts that the statement above is true and correct.


Barbara Bedugnis, Reg. # Constable, MA

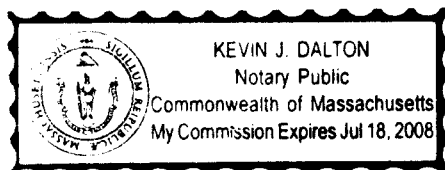
SUBSCRIBED AND SWORN to before me this 31st day of January, 2005


NOTARY PUBLIC in and for the State of **Massachusetts**

ABC's Client Name
Baron & Budd, P.C. (PFI)

ORIGINAL PROOF OF
SERVICE

ABC Tracking #: 3633768

**RECEIVED**

FEB 15 2005

TUCKER, PETRESE B.